

[No Report.]

IN THE HOUSE OF REPRESENTATIVES.

DECEMBER 24, 1860.

Read twice, and referred to the Committee for the District of Columbia.

FEBRUARY 1, 1861.

Reported back with an amendment in the nature of a substitute, viz: Strike out all after the enacting clause, and insert what follows in *italics*.

Mr. KILGORE, on leave, introduced the following bill :

A BILL

To organize a metropolitan police for the city of Washington.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the mayor be, and he is hereby, appointed—ex-officio
4 president of the commissioners, with John Wilson, James A.
5 Wise, (Seventh street north,) Robert Clark, commissioners of
6 police, who shall have the appointment and dismissal of the
7 police department and the auxiliary guard, and they shall hold
8 their office by this act for three years; and for the faithful dis-
9 charge of their duties as commissioners, they shall receive as
10 salary, payable monthly, from the treasury of the United States
11 fifteen hundred dollars annually, and in case of vacancy by

12 death, resignation, or otherwise, that the President of the
13 United States shall appoint such citizens of Washington to fill
14 such vacancies as may be recommended by the people thereof;
15 and he shall appoint, on or about the first Monday of March,
16 at the expiration of four years, the three commissioners for
17 the ensuing four years, who shall have all the powers conferred
18 upon their predecessors by this act.

1 SEC. 2. *And be it further enacted*, That the city of
2 Washington be, and the same is hereby, divided into seven
3 police districts, as follows: the first ward shall constitute the
4 first district; the second ward shall constitute the second
5 district; the third ward shall constitute the third district; the
6 fourth ward shall constitute the fourth district; the fifth ward
7 shall constitute the fifth district; the sixth ward shall consti-
8 tute the sixth district; and the seventh ward shall constitute
9 the seventh district. That immediately after the passage of
10 this act, and annually thereafter, on or about the first Monday
11 in March, the commissioners, namely: the mayor, John
12 Wilson for the first district, J. A. Wise (Seventh street
13 north) for the second district, and Robert Clark for the third
14 district, shall appoint two respectable citizens for each of the
15 first three districts, and four for the fourth district, to be police
16 officers; and two for each of the other three districts, and an
17 additional police officer for the fifth district, who shall be
18 stationed at the Washington and Baltimore railroad depot,

19 who shall, each in their respective district, promptly and strictly
 20 enforce the police regulations and penal ordinances of this cor-
 21 poration and the laws of the United States, as they now are,
 22 or may hereafter exist ; *Provided*, That it shall be the duty
 23 of a police officer of one district to render assistance in another
 24 district under the regulations hereafter provided. Further,
 25 that the said officers shall remain on active duty to such hours
 26 of the night as shall be fixed for the commencement of the
 27 night watch : *And provided, further*, That after they shall
 28 have been appointed, no police officer shall be allowed to
 29 become or remain a member of any fire, hook, or hose com-
 30 pany.

1 SEC. 3. *And be it further enacted*, That in lieu of all
 2 fees, fines, forfeitures, &c., of every kind or nature whatever,
 3 except such legal fees as shall, in pursuance of law, accrue to
 4 them in the execution of the laws of the United States, the
 5 compensation of each police officer shall be six hundred dol-
 6 lars per annum, except the police officer stationed at the rail-
 7 road depot, whose compensation shall be five hundred dollars,
 8 payable monthly out of the general fund, under the restric-
 9 tions and provisions hereinafter provided ; and before any police
 10 officer shall enter upon the duties of his office he shall take
 11 and subscribe an oath, before one of the judges of the circuit
 12 court of the United States of the District of Columbia, that
 13 he will support the Constitution of the United States, and per-

14 form the duties of his office to the best of his skill and judg-
15 ment, and give bond, with two good and sufficient freehold
16 securities, to this corporation, to be approved by the three com-
17 missioners named above, of the sum of two thousand dollars,
18 for the prompt payment to this corporation of all moneys which
19 may come into his hands as fees, fines, and forfeitures, &c., at
20 such times as may be prescribed by law ; and no police officer
21 appointed under this act shall exact any fee, or receive any fee,
22 reward or emolument, or compensation whatever, for the execu-
23 tion of any duty which he may be legally required to perform,
24 except such reward as may, from time to time, be publicly
25 offered by the authorities of any other municipal corporation or
26 State or authorities of the United States : *Provided*, That in
27 case the commissioners shall order an officer to leave the city
28 in the discharge of his duty, then his actual expenses while
29 out of the city in the discharge of his duty shall be paid by
30 this corporation.

1 SEC. 4. *And be it further enacted*, That immediately
2 after the passage of this act, and annually thereafter, on the
3 first Monday in June, the legal voters of each district shall
4 elect one police magistrate for each of the seven police dis-
5 tricts, who shall be and continue as resident of ——— district,
6 and keep his office in the district in which he may be elected,
7 at some central point as the commissioners shall approve ; and
8 the said police magistrates shall, each in his respective dis-

9 trict, perform all the duties which now are or may hereafter
10 be required of the several police magistrates by the laws of
11 this corporation and of the United States : *Provided*, That it
12 shall be the duty of a police magistrate of one district to
13 render his assistance in the preservation of the peace or the
14 execution of the laws of this corporation or United States in
15 any other district, under the regulations hereinafter provided,
16 whenever necessary or whenever directed by the commis-
17 sioners of police : *And provided, further*, That no member of
18 either board of the city councils shall be elected as police
19 magistrate under this act : *Provided, further*, That, on or about
20 the first Monday in June, the legal voters of each ward shall
21 elect a commissioner of improvement for each of the several
22 wards, who shall hold their office for two years, and who shall
23 faithfully execute all the corporation laws that are now passed
24 or may hereafter be passed, to the best of his skill and judg-
25 ment ; and that the commissioners for the first, second, third,
26 fifth, sixth, and seventh wards shall receive a compensation of
27 six hundred dollars, payable monthly out of the general fund
28 of the corporation, and that the commissioner of the fourth
29 ward shall receive as compensation eight hundred dollars, pay-
30 able monthly out of the general fund of the corporation.

1 *SEC. 5. And be it further enacted*, That when each magis-
2 trate shall enter upon the duties of his office he shall give bond,
3 with two good and sufficient freehold securities, in the sum of

4 three thousand dollars, for the faithful execution of his duties,
5 and for the prompt payment to this corporation of all moneys
6 which may come into his hands as fees, fines, costs, and so
7 forth, at such times as may be prescribed by law.

1 SEC. 6. *And be it further enacted*, That the commis-
2 sioners shall appoint, at the time named in the second section
3 of this act, and annually thereafter, some suitable person to be,
4 and who is hereby, constituted, under the commissioners,
5 captain of the police of the city of Washington ; and it shall be
6 the duty of the said captain of police within the limits of the
7 said city, and under the directions of the commissioners, to
8 exercise a general supervision over the police magistrates and
9 police officers in this city in the enforcement of police regu-
10 lations and penal ordinances of this corporation, and every
11 officer and citizen of this corporation, whenever called upon,
12 shall aid and assist the captain of police in the discharge of
13 his duties as such ; and before the captain of police shall enter
14 upon the duties of his office he shall take and subscribe an
15 oath, before one of the judges of the circuit court of the United
16 States for the District of Columbia, that he will support the
17 Constitution of the United States and faithfully discharge the
18 duties of his office, to the best of his skill and judgment ; and
19 he shall give bond, with two good and sufficient freehold
20 securities, to this corporation, to be approved by the commis-
21 sioners, in the sum of five thousand dollars, for the prompt

22 payment to this corporation of all moneys which may come
23 into his hands as fees, fines, forfeitures, and so forth.

1 SEC. 7. *And be it further enacted*, That, in addition to
2 the duties prescribed in the preceding section, the captain of
3 police shall, under the regulations hereinafter provided, have
4 supervision over the monthly settlement of the accounts of the
5 several police magistrates and police officers of this city, and
6 he shall certify to the commissioners, monthly, whatever may
7 be the amount which may or ought to be in their hands as
8 fees, fines, forfeitures, and so forth, to be paid over to this
9 corporation; and they shall render their accounts monthly in
10 duplicate: one copy shall be filed with the captain of police
11 for the purpose of comparing with the returns made by the
12 several officers to the commissioners, under whose direction
13 they shall be settled; and the amount ascertained to be due
14 from said police magistrates and police officers they shall
15 thereupon pay over to this corporation in the Bank of Wash-
16 ington to the credit of the general fund of this corporation;
17 and for the performance of the duties required of the captain of
18 police by this act he shall receive a salary of twelve hundred dol-
19 lars, payable monthly, out of the general fund, in lieu of all
20 fines, forfeitures, and so forth: *Provided*, That no payment or
21 compensation shall be made to any police magistrate or police
22 officers, or captain of police, until their several accounts shall
23 be rendered and settled, and the amount ascertained to be due

24 from him or them for fees, fines, forfeitures, costs, and so forth;
 25 and the commissioners shall report to the two boards of the
 26 councils monthly the amount received from each police magis-
 27 trate and police officer, and that the monthly returns shall be
 28 published by this corporation each month, in one of the daily
 29 papers of the city of Washington having the largest daily cir-
 30 culation.

1 SEC. 8. *And be it further enacted,* That the commis-
 2 sioners shall appoint at the time named in the second section
 3 of this act, and annually thereafter, whenever a vacancy may
 4 occur, suitable persons to fill such vacancies, and likewise any
 5 vacancies that may occur at any time during the year.

1 SEC. 9. *And be it further enacted,* That the commis-
 2 sioners shall appoint at the time named in the second section
 3 of this act, and annually thereafter, one captain for the auxiliary
 4 guard, whose duty it shall be to subordinate to, and to act
 5 under the order of the commissioners, and to observe, obey
 6 and enforce all rules and regulations that now exist or may
 7 hereafter be made for the government and discipline of the
 8 same; and before the said captain of the auxiliary guard shall
 9 enter upon the duties of his office he shall take and subscribe
 10 an oath, before one of the judges of the circuit court of the
 11 United States for the District of Columbia, that he will sup-
 12 port the Constitution of the United States, and faithfully dis-
 13 charge the duties of his office, to the best of his skill and judg-

14 ment, and he shall give bond, with two good and sufficient free-
 15 hold securities, for the faithful discharge of his duties, to be
 16 approved by the commissioners, in the sum of two thousand
 17 dollars, and he shall receive a salary, payable monthly from the
 18 United States treasury, of one thousand dollars

1 SEC. 10. *And be it further enacted*, That the commis-
 2 sioners shall appoint, at the time named in the second section
 3 of this act, and annually thereafter, sixty night watchmen, of
 4 respectable citizens, to act in this capacity, and each of them
 5 shall receive the sum of six hundred dollars per annum, paya-
 6 ble out of the treasury of the United States monthly, and that
 7 the commissioners shall draw upon the Treasurer of the United
 8 States for thirty-five thousand dollars to pay the commissioners,
 9 captain of the auxiliary guard, and the sixty men mentioned in
 10 this section: *And provided, further*, That the commissioners
 11 shall draw upon the Treasurer of the United States for the amount
 12 necessary monthly.

1 SEC. 11. *And be it further enacted*, That the powers,
 2 duties, requirements, and obligations conferred upon and attach-
 3 ing to the police magistrates and police officers of the city of
 4 Washington by any law or ordinance of this corporation shall
 5 be transferred to and attach and rest on the police magistrates,
 6 police officers, captain of police, and captain of auxiliary
 7 guard, and night watchmen created by this act, that in case of
 8 each and every person charged with the violation of any law

9 or ordinance of this corporation, the warrant shall be issued
 10 by the police magistrate of the district in which the offence
 11 may be committed, or by some other police magistrate acting
 12 in his behalf, and be made returnable to himself or the police
 13 magistrate of the next district, to be heard and determined
 14 before or by either of them as the defendant may select.

1 SEC. 12. *And be it further enacted,* That when any per-
 2 son or persons shall be committed to the workhouse for a vio-
 3 lation of any law or ordinance of this corporation, it shall be
 4 the duty of the police officer or officers of the district to con-
 5 vey said person or persons thereto; and that the superintendent
 6 of the almshouse shall send each day, at seven o'clock a. m.
 7 and at six o'clock p. m., one close covered wagon to convey
 8 said person or persons to the said workhouse, and he shall
 9 keep a record of all cases committed, and for what offences,
 10 and make a report monthly to the two boards of councils of
 11 Washington city, and the expense of said wagon shall be paid
 12 out of the general fund.

1 SEC. 13. *And be it further enacted,* That whenever the
 2 commissioners may deem it necessary to do so, they are hereby
 3 authorized to require any of the police officers authorized to
 4 be appointed by this act, to act as night watch in their respec-
 5 tive districts or elsewhere in concert with the auxiliary guard,
 6 or otherwise as they may direct.

1 SEC. 14. *And be it further enacted,* That every police

2 officer, who may be appointed under the provision of this act,
 3 shall be required, when on duty, to wear a uniform, to be desig-
 4 nated as winter and summer uniform, and the one to be sub-
 5 stituted for the other at such times as may be directed by the
 6 commissioners ; the winter uniform shall be as follows : a blue
 7 frock coat with standing collar, yellow metal bultons, blue
 8 pantaloons with red stripe half an inch wide down each side,
 9 and a cloth cap marked in front with the distinguishing num-
 10 ber of the officer, which shall always be exposed, and a metallic
 11 badge, marked City Police, conspicuously worn in front, and
 12 such uniform overcoat as may be designated by the commis-
 13 sioners ; the captain of the auxiliary guard and his sixty men
 14 shall wear a light uniform as the day police, and shall have the
 15 numbers on their cap, in like manner as the day police, the
 16 summer uniform, shall have such as may be designated by the
 17 commissioners for both forces, as in their judgment may seem
 18 best.

1 SEC. 15. *And be it further enacted,* That the commis-
 2 sioners be, and they are hereby, authorized, whenever they
 3 shall deem it necessary, to appoint such number of special
 4 police officers as they may think proper, in aid of the regular
 5 police officers provided for by this act : *Provided,* That no
 6 such appointments shall be made for a longer period than three
 7 days, and that no expense to this corporation shall be incurred
 8 thereby except upon a special appropriation made therefor ;

9 *And provided, further,* That each of such special police offi-
10 cers shall, when on duty, wear such badge as may be desig-
11 nated by the commissioners of police.

1 SEC. 16. *And be it further enacted,* That, for the pur-
2 pose of more effectually carrying out the provisions of this
3 act, and securing a proper and judicious enforcement of the
4 police laws and regulations of the city of Washington, as well
5 as a strict and rigid accountability from the police captain,
6 police magistrates, police officers, and night watch of this cor-
7 poration, the regulations hereto annexed shall be, and are
8 hereby, declared to constitute a part of this act.

1 SEC. 17. *And be it further enacted,* That all laws or
2 parts of laws contravening any of the provisions of this act, or
3 of the regulations hereto appended, be, and the same are
4 hereby, repealed.

3 *That there shall be, and is hereby, established, within and*
4 *for the city of Washington, in the District of Columbia, a*
5 *board of police, to be called The Board of Police of the City*
6 *of Washington, to consist of four commissioners, as herein-*
7 *after provided, together with the mayor of said city, for the*
8 *time being, or whosoever may be lawfully acting in that capacity;*
9 *the said commissioners shall be citizens of the United States,*
10 *and shall have been residents of said city for at least twelve*
11 *months next preceding their appointment; they shall, except as*
12 *hereinafter specified, hold their offices for four years, and until*

13 *their respective successors shall have been appointed and qual-*
14 *ified, and shall receive each a salary of twelve hundred dollars*
15 *per annum, payable quarterly out of the general fund; before*
16 *entering on the duties of their said office, the said commis-*
17 *sioners shall each take an oath or affirmation to support the*
18 *Constitution of the United States, and to faithfully and hon-*
19 *estly discharge his duties as such commissioner; which oath or*
20 *affirmation shall be administered by any judge, justice of the*
21 *peace, or other person legally authorized to administer oaths*
22 *in said city; and said commissioners and the said mayor shall*
23 *also take and subscribe, before some person legally authorized*
24 *to administer oaths as aforesaid, the further oath or affirma-*
25 *tion that in any and every appointment or removal to be by*
26 *them made to or from the police force created and to be organ-*
27 *ized by them under this act, they will in no case, and under no*
28 *pretext, appoint or remove any policeman or officer of police or*
29 *other person under them, for or on account of the political*
30 *opinion of such policeman, officer or other person, or for any*
31 *other cause or reason than the fitness or unfitness of such per-*
32 *son in the best judgment of said mayor or commissioner for*
33 *the place to which he shall be appointed, or from which he shall*
34 *be removed; a copy of which several oaths shall be filed by*
35 *the person administering the same, within ten days thereafter,*
36 *with the Secretary of the Interior; said board of commissioners*
37 *shall, from time to time, appoint one of their own members as*

38 treasurer of the board of police, and his appointment, when
39 made, shall be certified under the seal of said board to the
40 Secretary of the Interior. Said treasurer shall hold his office
41 for such term as may be designated by said commissioners, who
42 may remove him at pleasure, and shall be entitled to such addi-
43 tional compensation as may be allowed by said commissioners,
44 not exceeding four hundred dollars per annum for acting in
45 that capacity, to be paid as before provided for the payment of
46 said commissioners; before entering upon the duties of his
47 office of treasurer, he shall give bond, payable to the United
48 States, with one or more sureties, in the penal sum of twenty-
49 five thousand dollars conditioned for the faithful discharge of
50 his duties as treasurer of the board of police of the city of
51 Washington, and for the faithful application and payment over,
52 pursuant to the order and directions of said board, of all moneys
53 which may come to his hands as such treasurer; said bond to
54 be approved of by the Secretary of the Interior, and to be safely
55 kept in his office and recorded, together with the certificate of
56 the appointment of such treasurer, in a book to be kept for that
57 purpose; and said board may cause suit to be brought upon said
58 bond, from time to time, before any court of competent judisdic-
59 tion, for any breach or breaches of the conditions thereof; a
60 majority of the board shall constitute a quorum to do business,
61 and the failure or refusal of the mayor or acting mayor of the
62 city of Washington to qualify, or act hereunder, shall, in no-

63 wise, impair the right or duty of said commissioners to organize
 64 and proceed as herein provided; in case any vacancy shall hap-
 65 pen among the commissioners, it shall be the duty of the Sec-
 66 retary of the Interior to appoint some suitable person to fill
 67 such vacancy. It shall also be his duty to appoint commis-
 68 sioners to succeed those whose term of service shall expire
 69 before, or in a reasonable time after, the expiration of such
 70 term; if any one of said commissioners during his term of
 71 office shall accept any other place of public trust or emolument,
 72 or, during the same period, shall knowingly receive any nomina-
 73 tion for an office elective by the people, without publicly declin-
 74 ing the same within twenty days succeeding said nomination,
 75 he shall be deemed to have thereby vacated his office; and said
 76 Secretary of the Interior shall thereupon appoint some person
 77 to fill the vacancy occasioned thereby.

1 SEC. 2. And be it further enacted, That the following
 2 persons, to wit: John Wilson, James A. Wise, Robert Clarke,
 3 and James Lynch, of the city of Washington, are hereby ap-
 4 pointed the first commissioners under this act; and so soon as
 5 they shall have been qualified by taking and subscribing to the
 6 oaths or affirmations hereinbefore prescribed, they shall divide
 7 themselves into two equal classes, to be determined by lot, and
 8 the two who shall be drawn of the first class shall serve from
 9 the time of their appointment until the end of two years from
 10 and after the tenth day of March, eighteen hundred and sixty-

11 one, and until their successors shall have been appointed and
 12 qualified; and the two who shall be drawn of the second class
 13 shall serve from the time of their appointment until the end of
 14 four years from the said tenth day of March, and until their
 15 successors shall have been appointed and qualified; when the
 16 division into classes as herein prescribed shall have taken place,
 17 notice thereof shall be at once given to the Secretary of the
 18 Interior by the commissioners, in writing, to be filed in that
 19 department.

1 SEC. 3. And be it further enacted, That the duties of
 2 the board of police hereby created shall be as follows: They
 3 shall at all times of the day and night, within the boundaries
 4 of the city of Washington, as well on water as on land, pre-
 5 serve the public peace; prevent crime, and arrest offenders;
 6 protect the rights of persons and property; guard the public
 7 health; preserve order at all public meetings and places, and
 8 on all public occasions; prevent and remove nuisances in all
 9 streets, highways, waters, and other places; provide a proper
 10 police force at every fire for the protection of firemen and
 11 property; protect strangers, emigrants, and travellers, at
 12 steamboat and ship landings and railway stations; see that all
 13 laws relating to the observance of the Sabbath, regarding
 14 pawn-brokers, gambling, intemperance, lotteries and lottery
 15 policies, vagrants, disorderly persons, and the public health,
 16 are enforced; and also to enforce all laws and all ordinances

17 of the corporation of the city of Washington, not inconsistent
 18 with the provisions of this act or any other law of the United
 19 States, which may properly be enforced by a police force.
 20 In case they shall have reason to believe that any person
 21 within said city intends to commit any breach of the peace or
 22 violation of law or order beyond the city limits, either upon
 23 land or water, within the District of Columbia, it shall be
 24 their duty to cause such person or persons to be followed, and
 25 to take the most effective measures for the suppression and
 26 prevention of such outrage whenever it is attempted, and to
 27 arrest the offenders : Provided, however, That if any crime be
 28 actually committed by such person or persons, he, she, or they,
 29 shall be delivered to the proper jurisdiction for trial and pun-
 30 ishment. Any person charged with the commission of crime
 31 in the city of Washington, and against whom criminal process
 32 shall have been issued, may be arrested upon the same, in any
 33 part of the District of Columbia, by the police force created
 34 by this act, under such rules and regulations as the board of
 35 police may adopt ; and the said board shall have power to
 36 administer oaths or affirmations in the premises to any person
 37 appearing or called before them, and shall also have the power
 38 of administering oaths or affirmations, and summoning wit-
 39 nesses before them, whenever it may be necessary for the more
 40 effectual discharge of their duties.

2 said board of police to perform the duties hereby imposed upon
3 them, they are hereby authorized and required, as speedily as
4 possible, to appoint, enrol, and employ a permanent police force
5 for the city of Washington, which they shall equip and arm as
6 they shall judge necessary; the number of policemen to be so
7 employed, exclusive of officers, and including the auxiliary
8 guard, shall at the first organization be one hundred, which
9 number may be increased or reduced as experience may warrant
10 or the public service require: Provided, however, That for extra-
11 ordinary emergencies the board may raise such additional force
12 as the exigency may in their judgment demand; no person shall
13 be employed either as policeman or officer of police who shall
14 have been convicted of, or against whom any indictment or
15 legal prosecution may be pending for, any offence, the punish-
16 ment of which may be death or confinement in the penitentiary;
17 and no person shall be so appointed or employed who is not a
18 citizen of the United States, of good moral character, capable of
19 reading and writing, and of good physical strength and courage;
20 the permanent or regular police force shall be employed for
21 two years, but subject to removal for causes after a hearing by
22 the board, who are hereby invested with exclusive jurisdiction
23 in the premises.

1 SEC. 5. And be it further enacted, That the officers of
2 police shall be as follows: one captain, and such number of
3 lieutenants and sergeants as said board of police shall deem

4 necessary ; all of whom shall be appointed by said board for
 5 such time as said board shall determine, and shall be subject to
 6 removal by the board at pleasure, whenever they may think the
 7 public service requires such removal.

1 SEC. 6. And be it further enacted, That the pay of the
 2 ordinary policemen shall be twelve dollars per week, payable
 3 semi-monthly ; and in case said board shall appoint detective
 4 policemen, which they are hereby authorized to do, to the num-
 5 ber of five, the detectives shall each receive the like sum, pay-
 6 able semi-monthly.

1 SEC. 7. And be it further enacted, That the officers of
 2 police shall be paid semi-monthly, and their pay shall be as
 3 follows : the captain shall receive twelve hundred dollars a
 4 year ; each lieutenant shall receive thirteen dollars per week,
 5 and each sergeant twelve and a half dollars per week ; and
 6 any other officers which the said board may find it necessary to
 7 appoint shall be paid such reasonable compensation as the
 8 board of police may fix by their by-laws and rules, which they
 9 may establish ; all of whom shall be paid semi-monthly.

1 SEC. 8. And be it further enacted, That the said board
 2 of police are hereby authorized to make and adopt any by-laws,
 3 rules, and regulations, not inconsistent with this act or any
 4 other law of the United States, which they may judge necessary
 5 for the appointment, employment, uniforming, discipline, trial,
 6 and government of the police in the discharge of their respec-

7 tive duties, and for the relief and compensation of members of
 8 the police force injured in person or property in the discharge
 9 of their duty, and the families of men or officers killed while in
 10 its performance : Provided, That the allowance shall not
 11 exceed in any case twelve months' pay. The said board shall
 12 also have power to require of any officer or policeman bond,
 13 with sureties, where they may consider it demanded by the public
 14 interest. All proper by-laws, rules, and regulations of the
 15 board shall be obeyed by the police force on pain of removal,
 16 suspension, fine, reduction or forfeiture of pay, or otherwise,
 17 as the board shall adjudge proper.

1 SEC. 9. And be it further enacted, That no officer or
 2 policeman shall be allowed to receive any money as a gratuity,
 3 reward, or extra compensation, for any services he may render,
 4 without the consent of said board ; and all such moneys as any
 5 policeman or officer of police may be so permitted to receive
 6 shall be paid over to the said board, and, together with all
 7 fines, forfeitures, and penalties, and the proceeds of unclaimed
 8 property, which may come to the possession of the board, or be
 9 recovered by them under the provisions of this act, or any other
 10 law, rule, or regulation, shall form a part of the general fund
 11 to be paid for police services, or for extra pay to such members
 12 of the force as, by gallantry and good conduct on extraordinary
 13 occasions, he or they may be deemed to merit : Provided, how-
 14 ever, That nothing herein contained shall prevent or prohibit

15 any policeman or officer of police from receiving any reward
 16 that he may be entitled to, which is offered by any other
 17 city, corporation, State, or individuals, for the apprehension
 18 of any person who may have committed crime elsewhere than
 19 in the said city of Washington, and who may be arrested by
 20 such policeman or officer.

1 SEC. 10. *And be it further enacted, That the said board*
 2 *shall be, and they are hereby, authorized to provide themselves*
 3 *with such offices and office furniture, and other things as may*
 4 *be necessary, and also to appoint a clerk, and other subordi-*
 5 *nates, and to prescribe their duties, and also to adopt, have, and*
 6 *use a common seal.*

1 SEC. 11. *And be it further enacted, That the city shall*
 2 *for the present be divided into seven police districts, as follows:*
 3 *the first ward shall constitute the first district; the second*
 4 *ward the second district; the third ward the third district; the*
 5 *fourth ward the fourth district; the fifth ward the fifth district;*
 6 *the sixth ward the sixth district; and the seventh ward the*
 7 *seventh district; which may hereafter be changed by increasing*
 8 *or diminishing said number of districts by the said board of*
 9 *police as the public interest may require; the said board of*
 10 *police shall, immediately after their organization, appoint two*
 11 *competent police officers for each of the three first districts,*
 12 *and four for the fourth district; and two for each of the other*
 13 *three districts, and an additional one for the fifth district, who*

14 *shall be stationed at the Washington and Baltimore railroad*
15 *depot, who shall, each in their respective districts, promptly and*
16 *strictly enforce the police regulations and ordinances of the*
17 *corporation of Washington city, and the laws of the United*
18 *States, as they now are, or may hereafter exist: Provided,*
19 *That it shall be the duty of the police officer of any one of said*
20 *districts to render assistance in any other district whenever*
21 *required to do so by said commissioners or the captain of police,*
22 *or any other superior police officer; said officers shall remain*
23 *on active duty to such hour of the night as shall be fixed for*
24 *the commencement of the night watch, or as may be determined*
25 *by the said board.*

1 SEC. 12. *And be it further enacted, That said officers*
2 *so stationed in the several districts as aforesaid shall be enti-*
3 *tled to and receive the sum of six hundred dollars each per*
4 *annum, except the said officer stationed at the railroad depot*
5 *as aforesaid, who shall receive only five hundred dollars; said*
6 *compensation to be paid out of the general fund, and shall be*
7 *in full of all compensation, except such legal fees as shall in*
8 *pursuance of law accrue to them in the execution of any of*
9 *the laws of the United States. Before any such officer shall*
10 *enter upon the duties of his office, he shall take and subscribe*
11 *an oath or affirmation, before some officer legally authorized to*
12 *administer oaths, that he will support the Constitution of the*
13 *United States, and perform the duties of his office, to the best*

14 of his skill and judgment, and shall give such bond and surety
 15 as said board of police may require for the faithful discharge
 16 of all his duties, and for the accounting for and paying over of
 17 all moneys that may come into his hands as such officer.

1 SC. 13. And be it further enacted, That said board shall
 2 have power to provide, if necessary, any additional number of
 3 station-houses, with all things and attendants required for the
 4 same, and all such other necessary accommodations as may be
 5 requisite for the police; and said board shall have the use and
 6 control of all station-houses, watchhouses, arms and accou-
 7 trements, and all other accommodations and things provided by
 8 the mayor and corporate authorities of the city of Washington
 9 for the use and service of the police now in existence, as freely
 10 and to the same extent as the same are now, or may be, used
 11 by or for the said city police; and the said mayor, and all per-
 12 sons and officers in charge thereof, are hereby required to
 13 allow such use, and to deliver the possession thereof accord-
 14 ingly; in case said mayor, or the corporate authorities of the
 15 city of Washington, or its officers or agents, refuse or neglect
 16 to allow such use, or to deliver such possession when the same
 17 shall be demanded or required by said board, the said board
 18 may apply to the circuit court of the District of Columbia, or
 19 any other court of said District having competent jurisdiction,
 20 in the name of the United States, for a mandamus, and thereby
 21 compel a compliance with the provisions of this act, which ap-

22 plication shall be heard and decided by said court without delay,
23 from which decision an appeal or writ of error may be prose-
24 cuted, as in any other similar case or proceeding had in said
25 court.

1 SEC. 14. *And be it further enacted, That it shall be the*
2 *duty of said commissioners, and they shall have the power*
3 *through the captain of the police or any other officer of police*
4 *under their order, to call out such of the military force law-*
5 *fully organized or existing in said city, as they may see fit, to*
6 *aid them in preventing threatened disorder or opposition to the*
7 *laws, or in suppressing insurrection, riot, or disorder, at any*
8 *and all times ; and it shall be the duty of said military force*
9 *so called out to obey such directions as may be given them by*
10 *the said board; whenever the exigency or circumstances may,*
11 *in their opinion, require it, the said board shall have the power*
12 *to assume the control and command of all conservators of the*
13 *peace in said city by whatever name known or designated, and*
14 *they shall act under the orders of said board for the time being;*
15 *and in case of the refusal of any constable, or other peace*
16 *officers, or any private citizen of said city, to obey any lawful*
17 *command of said board, under the provisions of this section, or*
18 *under any by-law, or proper rule established by said board, as*
19 *in this act provided, they shall respectively be liable to the pen-*
20 *alties following, that is to say: said constable or other peace*
21 *officer to a penalty of five hundred dollars for every such*

22 refusal, and any private citizen to a penalty of two hundred
 23 dollars for every such refusal; said penalties to be recoverable
 24 by said board by civil action in the name of the United States,
 25 for the use of the general police fund, before any court of
 26 competent jurisdiction; and any officer who has the command
 27 of any military force organized or existing in said city, who,
 28 upon being called on by said board, as aforesaid, shall refuse or
 29 wilfully fail to call out the force under his command, or to
 30 obey the directions of said board, or to enforce by all lawful
 31 means the performance of the duties to said force assigned,
 32 shall be liable to a penalty of five hundred dollars; and any
 33 inferior officer or private of such force who shall refuse or
 34 wilfully fail to obey the summons or order of his proper supe-
 35 rior in such behalf issued, shall be liable to a penalty of two
 36 hundred dollars; such penalties to be recoverable as aforesaid,
 37 for the use of said general fund.

1 SEC. 15. And be it further enacted, That so soon as
 2 the board created by this act shall hold their first meeting, it
 3 shall be their duty to inform the chief of police, or other officer
 4 in command of the police force now in existence in said city of
 5 Washington, that they require his attendance upon them and
 6 obedience to their orders, which attendance and obedience said
 7 officer shall be bound to give under the penalty of five hundred
 8 dollars for each failure or refusal, to be recovered as in the
 9 last preceding section provided for the collection of penalties,

10 and for the use therein provided and specified, and shall be
11 liable to pay a like penalty for every failure to obey the lawful
12 orders of said board then and thereafter ; and from and after
13 the said first meeting of said board, the whole of the then
14 existing police force in the city of Washington, officers and
15 men, and also the auxiliary guard, shall pass under the exclu-
16 sive management and control of the said board, and subject to
17 no other control, and entitled to receive neither orders nor pay
18 (except arrearages then due) from any other authority, and
19 shall so continue ; subject, however, to removal or suspension
20 at the discretion of said board, and with the power in said
21 board to fill vacancies until the organization created by this
22 act shall be complete, when it shall be the duty of said board
23 to give notice by publication, in some newspaper of general cir-
24 culation, published in said city, that said organization is com-
25 pleted ; and from the time of said publication, all ordinances
26 of the corporate authorities of the city of Washington are
27 hereby annulled and declared void, so far as they conflict with
28 the provisions of this act, or assume to confer upon the mayor
29 or any other person or persons the power to appoint, dismiss,
30 or in any way, or to any extent, employ or control any police
31 force, organized or to be organized under such ordinances or
32 city laws or any of them ; and from and after such publica-
33 tion as aforesaid the police force, organized or which may be
34 organized under such ordinances, city laws, or any of them,

35 shall cease to exist, and all its powers and functions be at an
 36 end; and all moneys now in the hands of any officer or other
 37 person which of right belongs to, or is due the general or any
 38 other police fund, together with any and all property which
 39 remains in their hands unclaimed, shall be delivered over to
 40 the board hereby created: *Provided, however, That nothing*
 41 *herein contained shall be so construed as to embrace revenues*
 42 *collected for police purposes which now are or may hereafter*
 43 *be in the hands of the proper treasurer or disbursing officer of*
 44 *the corporation of the city of Washington; but the same shall*
 45 *be kept by said officer, subject to the orders of the board by*
 46 *this act created.*

1 SEC. 16. *And be it further enacted, That it shall be the*
 2 *duty of the said board, with all convenient speed after organiz-*
 3 *ing as aforesaid, and annually thereafter, to estimate what sum*
 4 *of money will be necessary for each current fiscal year, to*
 5 *enable them to discharge the duties hereby imposed on them,*
 6 *and they shall forthwith certify the same to the mayor, the*
 7 *board of aldermen and board of common council of the*
 8 *city of Washington, who are hereby required without delay*
 9 *specifically to assess and levy such amount as shall be sufficient*
 10 *to raise the same, clear of all expense and discounts upon all*
 11 *the assessable property in the said city of Washington, and to*
 12 *cause the same to be collected as all other city taxes, except*
 13 *that the same shall be collected in good current money only;*

14 and the said board of police are hereby authorized to make
15 requisitions from time to time upon the treasurer or other
16 proper disbursing officer or officers of the corporation of the
17 city of Washington for such sums of money as they may deem
18 necessary for executing their duties under this act : Provided,
19 however, The same shall not exceed in any year the amount as
20 aforesaid certified, or which may thereafter be certified for that
21 year as aforesaid ; and in case the said disbursing officer or
22 officers shall not forthwith pay over the amount of each requi-
23 sition as made, it shall be the duty of said board of police, and
24 they are hereby authorized and required, to issue certificates of
25 indebtedness in the corporate name of the corporation of Wash-
26 ington city, in such amounts as they may deem advisable for
27 the amount of such requisitions, respectively, bearing interest at
28 six per centum per annum, payable at not more than twelve
29 months after date, and signed by a majority of said board, and
30 sealed with their seal, and to raise money on said certificates
31 by pledging or disposing of the same, which certificates shall
32 be receivable at par in payment of any city taxes other than
33 that assessed for police purposes as aforesaid, and be as bind-
34 ing on said corporation of the city of Washington, and as
35 recoverable against it, as if the proper authorities of said cor-
36 poration had issued said certificates ; and the said corporate
37 authorities of Washington shall have no power or authority to
38 levy or collect any tax or appropriate any money for the pay-

39 *ment of any police force other than that to be organized and*
40 *employed under the provisions of this act, and no officer or ser-*
41 *vant of said corporation shall disburse any money therefor ; and*
42 *the power of the mayor and corporate authorities of said city*
43 *to levy and collect taxes, and appropriate and disburse money*
44 *for the payment of the police force to be organized or employed*
45 *under this act, shall be exercised as in this act directed, and*
46 *not otherwise ; in case the amount estimated by the said board*
47 *of police shall, from any unforeseen cause, prove insufficient*
48 *for the expenses of the current year, such deficiency shall be*
49 *provided for by the corporate authorities of said city, and upon*
50 *failure or refusal to so provide for such deficiency, the board*
51 *of police may raise the necessary amount by issuing and dispos-*
52 *ing of certificates as hereinbefore provided for, and the amount*
53 *of said deficiency shall be added to the estimate, assessment and*
54 *levy for the year next ensuing ; and said last-named certificates*
55 *shall be recoverable for any corporation tax the next ensuing*
56 *year after their issue, and not sooner.*

1 *SEC. 17. And be it further enacted, That said board of*
2 *police shall have the power, and it shall be their duty from time*
3 *to time, to select and employ from the duly elected and quali-*
4 *fied justices of the peace for the city of Washington, such*
5 *justice or justices as may be required, and as they may deem*
6 *proper, to sit at the respective station-houses for the hearing of*
7 *such charges as may be brought against persons arrested and*

8 taken to the said station-houses, and shall have full power to
 9 pay to him or them such moderate compensation as they shall
 10 judge right, and to remove and change the said justices in their
 11 discretion : *Provided, however, That nothing herein contained*
 12 *shall be so construed as to prohibit the said justices from*
 13 *recovering from the parties so arrested such fees as they may*
 14 *by law be entitled to receive for their services ; and it shall be*
 15 *the duty of the officers and policemen appointed under the pro-*
 16 *visions of this act to execute any warrants or commitments*
 17 *which the justices employed as aforesaid may issue, and to any*
 18 *of them directed for execution.*

1 SEC. 18. *And be it further enacted, That the said board*
 2 *of police shall cause a full journal and record of all their pro-*
 3 *ceedings to be kept, and shall also cause all their receipts and*
 4 *disbursements of moneys to be faithfully entered in books to be*
 5 *provided for that purpose ; and said journal, and all said books,*
 6 *and all other documents pertaining to the official business of*
 7 *said board in their possession, shall always be open to the in-*
 8 *spection by Congress or any committee of either house of*
 9 *Congress appointed for that purpose, and also to the mayor or*
 10 *any committee appointed by the corporate authorities of the city*
 11 *of Washington for that purpose ; it shall also be the duty of*
 12 *said board of police, whenever called upon by resolution of*
 13 *either house of Congress, to report any and all information*
 14 *desired as fully as may be ; it shall also be their duty, annually,*

15 to report to the mayor and corporate authorities of the city of
 16 Washington a full statement of their receipts and disburse-
 17 ments, the number and expense of the police force employed by
 18 them, and all things pertaining to their duties which may be
 19 deemed necessary by them, or that may be called for by said
 20 corporate authorities of Washington city.

1 SEC. 19. And be it further enacted, That all the rules,
 2 regulations, and ordinances now in force for governing the
 3 police force of said city, not inconsistent with the provisions of
 4 this act, shall be continued in force until the board of police
 5 created hereby shall alter, amend, or repeal the same, which
 6 they shall have full power to do, and to make any other or
 7 additional rules or regulations for the government of the police
 8 force and auxiliary guard; said board shall also have the
 9 power, if they think the public service requires it, to appoint
 10 a chief of police, and fix his salary, and prescribe his powers
 11 and duties.

1 SEC. 20. And be it further enacted, That each and every
 2 member of the police force, before entering upon the duties of
 3 policeman, shall take and subscribe an oath that he will sup-
 4 port the Constitution of the United States, and faithfully and
 5 diligently perform his duties as a member of the police of the
 6 city of Washington, during the time he may be employed as
 7 such; and that he will faithfully observe all the rules and
 8 regulations established for the government of the police force

9 of said city; a copy of which oath shall be filed with the clerk
 10 of the board of police before such policeman shall be enrolled
 11 as a member of such police force, or enter upon his duties as
 12 such.

1 SEC. 21. *And be it further enacted, That nothing con-*
 2 *tained in this act shall be taken or construed to destroy or*
 3 *diminish the liability or responsibility of the mayor, and other*
 4 *corporate authorities of Washington city, for any failure to*
 5 *discharge the duties or obligations of said corporation, or any*
 6 *of them, the board of police hereby created being, and they are*
 7 *hereby, constituted to be authorities of the said corporation for*
 8 *all such purposes, and to the same effect as if created and ap-*
 9 *pointed by or under the said mayor and corporate authorities*
 10 *of said city: Provided, however, That nothing in this section*
 11 *shall be so construed as to give to said mayor or corporate au-*
 12 *thorities of said city, or any officer thereof, any power or con-*
 13 *trol over said board of police hereby created, or any officer or*
 14 *policeman appointed thereby, or over any of the auxiliary guard*
 15 *of said city.*

1 SEC. 22. *And be it further enacted, That so much*
 2 *of all laws and parts of laws, as well as all ordinances of the*
 3 *corporate authorities of the city of Washington, as conflict*
 4 *with or are inconsistent with the provisions of this act be, and*
 5 *the same are hereby, repealed; this act to be in force from and*
 6 *after its passage.*